

GAHC010032402026



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Crl.)/172/2026

SRI DHANIRAM ISLARY
SON OF LATE KUSUNATH ISLARY, RESIDENT OF VILLAGE HATIPOTA,P.S.
KAJALGAON,P.O. DANGAGAON,DISTRICT CHIRANG,BTR, ASSAM.

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PP, ASSAM

2:SRI DIBYANANDA BRAHMA
S/O LATE BINANANDA BRAHMA
R/O VILL- BHABANIPUR P.O. JOYPUR
P.S. AMGURI
DIST. CHIRANG
BTR
ASSAM
PIN-783393

Advocate for the Petitioner : MR A KHANIKAR, MR B DEORI,MR G BHARADWAJ

Advocate for the Respondent : PP, ASSAM, MS. R SAHA (R-2),MR. B J MUKHERJEE (R-2)

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : 27.07.2026

Heard Mr. A. Khanikar, learned counsel for the petitioner. Also heard Mr. D.P.

Goswami, learned Additional Public Prosecutor appearing for the State as well as Mr. B.J. Mukherjee, learned counsel for the respondent No.2.

2. By this application filed under Section 5 of the Limitation Act, 1963 read with Rule 2(2) of the Chapter V-A of the Gauhati High Court Rules, the applicant has prayed for condoning the delay of 54 days in filing the connected revision petition.

3. The learned counsel for the applicant has relied on paragraph 3 of the present Interlocutory Application for the delay.

4. It is stated in paragraph 3 that after the judgment and order was pronounced on 24.09.2025, the applicant has applied for certified copy of the said order, but the said certified copy was delivered to him on 17.10.2025 by his Advocate. Thereafter, the applicant states that he has been suffering from sciatica and treatment was going on and the doctor has advised him to take complete bed rest and avoid travelling. As per the advice of the doctor, it is stated that the applicant took bed rest from 15.12.2025 to 03.02.2026 and as such, he could not take steps for filing the criminal revision petition and when he recovered to certain extent, he came to Guwahati, met his advocate and the revision petition was filed.

5. This Court is satisfied with the grounds taken by the applicant for condoning the delay of 54 days.

Accordingly, the delay is condoned

6. Registry is directed to register the connected criminal revision petition and list it for admission.

I.A. stands disposed of.

7. Registry is also directed to reflect the name of Mr. B.J. Mukherjee in the criminal revision petition after it is registered and listed.

JUDGE

Comparing Assistant